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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
10 AT SEATTLE

11 TAMARA LOHR and RAVIKIRAN SINDOGI,
12 on behalf of themselves and all others similarly
13 situated,

14 Plaintiffs,

15 v.

16 NISSAN NORTH AMERICA, INC., and
17 NISSAN MOTOR CO., LTD.,

18 Defendants.

Case No. C16-1023 RSM

**STIPULATION AND ORDER TO EXTEND
CLASS CERTIFICATION DEADLINES TO
FACILITATE SETTLEMENT
DISCUSSIONS**

19 Plaintiffs Tamara Lohr and Ravikiran Sindogi (“Plaintiffs”) and Defendant Nissan North
20 America, Inc. (“NNA”) (collectively, the “Parties”) enter into this stipulation with reference to the
21 following facts and recitals:

22 WHEREAS, the Parties have worked diligently and amicably to resolve issues regarding the
23 scope of discovery, production of electronically stored information, the terms of the Stipulated
24 Protective Order, and the coordination of this matter with a companion case filed in the Northern
25 District of California, *Sherida Johnson et. al. v. Nissan N. Am., Inc., et al.*, Case No. 3:17-cv-00517
26 (N.D. Cal. Filed Feb. 1, 2017).

1 WHEREAS, On June 16, 2017, the Court adopted its first scheduling order. (Dkt. 47). Two
2 extensions of the class certification briefing schedule have been entered in this matter. (See Dkt. 62,
3 68).

4 WHEREAS, the Parties have engaged in written discovery, document production, and third-
5 party discovery. Deposition scheduling also is currently underway. Plaintiffs wish to depose a
6 corporate representative from NNA's parent company, NML, which is located overseas and has
7 never been served in this case or in the *Johnson* case. The parties in *Johnson*, however, entered into
8 a stipulation that permits plaintiffs in that case to serve discovery requests directed to NML on
9 counsel for NNA, in exchange for extended response time obligations. See Dkt. 67, Exhibit A. The
10 Parties have further agreed that Plaintiffs in *Lohr* may access and use this NML discovery.

11 WHEREAS, to date, NML has responded to written discovery in *Johnson*, and the Parties are
12 in the process of scheduling a corporate deposition of NML. However, given the number of
13 depositions to be taken in addition to the corporate deposition of NML, Plaintiffs require additional
14 time to complete discovery in anticipation of class certification briefing and in anticipation of the
15 preparation of expert reports.

16 WHEREAS, in an attempt to resolve this dispute before costly and time-consuming fact and
17 expert discovery, the Parties conferred and have agreed to extend the deadlines in this case and in
18 *Johnson*, to facilitate resolution discussions. Parties are working on scheduling a mediation in this
19 case in early 2019.

20 WHEREAS, an extension of the deadlines in this matter, as reflected below, would facilitate
21 settlement discussions and will not be unduly prejudicial to either party.

22 WHEREAS, the Parties have coordinated with counsel in *Johnson* and are seeking entry of a
23 similar scheduling order. If this Court and the *Johnson* court approve these requests, then the two
24 cases will remain on parallel tracks if a resolution is not reached.

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1 For these reasons, the Parties stipulate to extend the deadlines in this matter as set forth
2 below and respectfully request that the Court enter an order accordingly:

3 Event	Current Deadline	Proposed Deadline
4 Deadline to file Motion for Class Certification and 5 serve Plaintiffs' expert disclosures and reports	January 15, 2019	June 14, 2019
6 Deadline for Plaintiffs to produce experts for 7 deposition	February 26, 2019	July 26, 2019
8 Deadline to file opposition to Motion for Class 9 Certification and serve NNA's expert disclosures and reports	April 2, 2019	September 4, 2019
10 Deadline for NNA to produce experts for 11 deposition	April 23, 2019	September 23, 2019
12 Deadline to file reply regarding Motion for Class 13 Certification	May 14, 2019	October 14, 2019

1 STIPULATED TO AND DATED this 14th day of November, 2018.

2 TERRELL MARSHALL LAW
3 GROUP PLLC
4 Attorneys for Plaintiffs

5 By: /s/ Beth E. Terrell
6 Beth E. Terrell, WSBA #26759
7 Amanda M. Steiner, WSBA #29147
8 Benjamin M. Drachler, WSBA #51021
9 Terrell Marshall Law Group PLLC
10 936 North 34th Street, Ste. 300
11 Seattle, WA 98103-8869
12 Phone: 206-816-6603
13 Fax: 206-319-5450
14 bterrell@terrellmarshall.com
15 asteiner@terrellmarshall.com
16 bdrachler@terrellmarshall.com

17 Gregory F. Coleman, Pro Hac Vice
18 Mark E. Silvey, Pro Hac Vice
19 Lisa A. White, Pro Hac Vice
20 GREG COLEMAN LAW PC
21 First Tennessee Plaza
22 800 South Gay Street, Suite 1100
23 Knoxville, TN, 37929
24 Phone: 865-247-0080
25 Fax: 865-522-0049
26 greg@gregcolemanlaw.com
27 mark@gregcolemanlaw.com
28 adam@gregcolemanlaw.com

Charles J. Crueger, Pro Hac Vice
Erin Dickinson, Pro Hac Vice
CRUEGER DICKINSON LLC
4532 N. Oakland Avenue
Whitefish Bay, WI 53211
Phone: 414-210-3868
cjc@cruegerdickinson.com
ekd@cruegerdickinson.com

Edward A. Wallace, Pro Hac Vice
WEXLER WALLACE LLP
55 Monroe Street, STE 3300
Chicago, IL 60603
Phone: 312-346-2222
Fax: 312-346-0022
Email: eaw@wexlerwallace.com

SHOOK HARDY & BACON L.L.P.
Attorneys for Defendant Nissan North America, Inc.

By: /s/ Heather A. Hedeem
Heather A. Hedeem, WSBA #50687
SHOOK HARDY & BACON L.L.P.
701 Fifth Avenue, Suite 6800
Seattle, WA 98104
Phone: 206-344-7606
hhedeem@shb.com

Amir Nassihi, *Pro Hac Vice*
Andrew L. Chang, *Pro Hac Vice*
SHOOK HARDY & BACON L.L.P.
One Montgomery, Suite 2700
San Francisco, CA 94104
Phone: 415-544-1900
anassihi@shb.com
achang@shb.com

Holly Pauling Smith, *Pro Hac Vice*
William R. Sampson, *Pro Hac Vice*
SHOOK HARDY & BACON L.L.P.
2555 Grand Boulevard
Kansas City, MO 64108
Phone: 816-474-6550
hpsmith@shb.com
wsampson@shb.com

PURSUANT TO STIPULATION, IT IS SO ORDERED this 16th day of November.

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RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE